

§ 905.350

[46 FR 60171, Dec. 8, 1981]

EDITORIAL NOTE: For FEDERAL REGISTER citations affecting § 905.306, see the List of CFR Sections Affected, which appears in the Finding Aids section of the printed volume and on GPO Access.

EDITORIAL NOTE: After January 1, 1979, “Budget of Expenses and Rate of Assessment” regulations (e.g. sections .200 through .299) and “Handling” regulations (e.g. sections .300 through .399) which are in effect for a year or less, will not be carried in the Code of Federal Regulations. For FEDERAL REGISTER citations affecting these regulations, see the List of CFR Sections Affected, which appears in the Finding Aids section of the printed volume and on GPO Access.

§ 905.350 Red seedless grapefruit regulation.

This section establishes the weekly percentages to be used to calculate each handler's weekly allotment of small sizes. Handlers can fill their allotment with size 56, size 48, or a combination of the two sizes such that the total of these shipments are within the established weekly limits. The weekly percentages for size 48 (3 $\frac{1}{16}$ inches minimum diameter) and size 56 (3 $\frac{5}{16}$ inches minimum diameter) red seedless grapefruit grown in Florida, which may be handled during the specified weeks, are as follows:

Week	Weekly percentage
(a) 9/19/05 through 9/25/05	35
(b) 9/26/05 through 10/2/05	35
(c) 10/3/05 through 10/9/05	35
(d) 10/10/05 through 10/16/05	35
(e) 10/17/05 through 10/23/05	35
(f) 10/24/05 through 10/30/05	35
(g) 10/31/05 through 11/6/05	25
(h) 11/7/05 through 11/13/05	25
(i) 11/14/05 through 11/20/05	25
(j) 11/21/05 through 11/27/05	25
(k) 11/28/05 through 12/4/05	25
(l) 12/5/05 through 12/11/05	25
(m) 12/12/05 through 12/18/05	25
(n) 12/19/05 through 12/25/05	25
(o) 12/26/05 through 1/1/06	25
(p) 1/2/06 through 1/8/06	25
(q) 1/9/06 through 1/15/06	25
(r) 1/16/06 through 1/22/06	25
(s) 1/23/06 through 1/29/06	25
(t) 1/30/06 through 2/5/06	25
(u) 2/6/06 through 2/12/06	25
(v) 2/13/06 through 2/19/06	25

[70 FR 54242, Sept. 14, 2005]

7 CFR Ch. IX (1–1–06 Edition)

Subpart—Interpretative Rule

§ 905.400 Interpretation of certain provisions.

(a) In interpreting the provisions of paragraph (d) of § 905.52, the limitation on shipment of any variety of fruit regulated pursuant to paragraph (a)(3) of that section, which was prepared for market during the effective period of such regulation, shall not be deemed to apply to shipment of such variety which was prepared for market incidentally as part of a lot packed for export and shipped following the period of regulation.

(b) Prior to shipment of any variety of fruit so prepared, the handler shall provide the Citrus Administrative Committee or its designated agent a copy of the shipping manifest applicable to such shipment with a notation thereon that the fruit was packed incidentally as part of a lot packed for export.

[54 FR 46597, Nov. 6, 1989]

PART 906—ORANGES AND GRAPEFRUIT GROWN IN LOWER RIO GRANDE VALLEY IN TEXAS

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- 906.340 Container, pack, and container marking regulations.
- 906.365 Texas Orange and Grapefruit Regulation 34.

AUTHORITY: 7 U.S.C. 601–674.

Subpart—Order Regulating Handling

SOURCE: 25 FR 9093, Sept. 22, 1960, unless otherwise noted. Redesignated at 26 FR 12751, Dec. 30, 1961.

DEFINITIONS

§ 906.1 Secretary.

Secretary means the Secretary of Agriculture of the United States, or any employee of the Department to whom authority has heretofore been delegated, or to whom authority may hereafter be delegated, to act in his stead.

§ 906.2 Act.

Act means Public Act No. 10, 73d Congress, as amended and as re-enacted and amended by the Agricultural Marketing Agreement Act of 1937, as amended (sections 1–19, 48 Stat. 31, as amended; 7 U.S.C. 601–674).

§ 906.3 Person.

Person means an individual, partnership, corporation, association, or any other business unit.

§ 906.4 Production area.

Production area means all territory in the counties of Cameron, Hidalgo, and Willacy in the State of Texas.

§ 906.5 Fruit.

Fruit means either or both of the following citrus fruits grown in the production area: (a) *Citrus grandis*, Osbeck, commonly called grapefruit, and (b) *Citrus sinensis*, Osbeck, commonly called oranges.

§ 906.6 Handler.

Handler is synonymous with *shipper* and means any person (except a common or contract carrier of fruit owned by another person) who handles fruit or causes fruit to be handled.

(a) *Independent handler*. *Independent handler* means any handler other than a handler that is a cooperative marketing organization.

(b) [Reserved]

§ 906.7 Handle.

Handle or *ship* means to transport or sell fruit, or in any other way to place